

COVID-19 Recovery (Fast-track Consenting) Act 2020 (the Act)

New Dunedin Hospital – Whakatuputupu – Stage 1 enabling works resource consent application (the application)

M-5 Minute of the New Dunedin Hospital – Whakatuputupu Expert Consenting Panel – 8 December 2021

Invitation to University of Otago to comment on the resource consent application

1. As outlined in Minute 1 and 2, the Panel invited comments on the application from the persons or groups listed in clauses 17(6) and 17(7) of Schedule 6 of the Act, for a referred project.
2. Due to an administrative error, an invitation to comment was not sent to the owner and occupier of the following properties legally described as Fee Simple 1/1 Section 52 Block XXI Town of Dunedin and Part Section 53 Block XX1 Town of Dunedin. The Panel intended to invite the owner and occupier of this property, due to it being land adjacent to land on which the project is to be undertaken, to comment on the application originally.
3. The Panel understands that these sites are owned by the University of Otago. It operates Te Rangi Hiroa College a residential college of the University of Otago on the land.
4. The Panel considers that the University of Otago should be provided a fair opportunity to comment on the application. It therefore invites the University of Otago to comment on the application.
5. Comments are to be sent to the EPA by email at dunedinhospital.fasttrack@epa.govt.nz or by post and must be received by **Thursday 13 January 2022**.
6. The definition of a working day under the Act has the same meaning under the Resource Management Act 1991. It excludes the period between 20 December and 10 January as working days.
7. The applicant will be provided five (5) working days from Friday 14 January to 20 January 2022 to respond to any comments received from the owner and occupier of these sites.
8. Under the Act the Panel must provide and invite written comments on its draft conditions from the applicant and every person or group who provided comments in response to the invitation issued earlier by the panel under clause 17(2) of Schedule 6 of the Act, before granting a resource consent.
9. If the Panel is minded to grant consent it will invite comments on the draft conditions after the receipt of any comments from the University of Otago and the applicants response to its comments, in late January 2022.

Extension to decision due date

10. Clause 37(2) of Schedule 6 of the Act states the Panel must issue its final decision no later than 25 working days after the date specified for receiving comments under clause 18 of Schedule 6 of the Act. As outlined in Minute 3, the Panel determined 8 November as the date specified for close of comments and the due date for the decision was 13 December 2021.
11. Clause 37(3) of Schedule 6 of the Act provides that if the scale or nature of the proposal is such that the panel is unable to complete its decision within the timeframe, it may extend the period by (in the case of a referred project) up to a further 25 working days, if the referral order is silent on the matter.
12. The New Dunedin Hospital Whakatuputupu referral order does not include any restrictions on the timeframe for a decision.
13. To ensure a fair and just process and to allow the panel to consider the scale and nature of the proposal, the Panel considers it necessary to extend the 25-working day period to make its decision provided under Clause 37(2). This excludes Monday 7 February 2022 as the day Waitangi Day is observed and excluded as a working day under the Act.
14. The decision is now due on or before **Wednesday 9 February 2022**.



Judge Laurie Newhook
Chairperson
New Dunedin Hospital – Whakatuputupu Expert Consenting Panel